

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION

STATE OF TEXAS, *et al.*,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
HOMELAND SECURITY, *et al.*,

Defendants.

CASE No. 6:24-CV-306-JCB

NOTICE

Plaintiffs inform the Court of today's order of the United States Court of Appeals for the Fifth Circuit, attached as an exhibit. The panel unanimously denied Proposed Intervenor's petition for a writ of mandamus, denied their motion for an emergency stay of this Court's administrative stay as moot, and ordered them to show cause why that court should not impose disciplinary action.

Dated: October 23, 2024

KEN PAXTON
Attorney General of Texas

BRENT WEBSTER
First Assistant Attorney General

RALPH MOLINA
Deputy First Assistant Attorney General

AUSTIN KINGHORN
Deputy Attorney General for Legal Strategy

/s/Ryan D. Walters
RYAN D. WALTERS
Chief, Special Litigation Division
Texas Bar No. 24105085
Ryan.Walters@oag.texas.gov

KATHLEEN T. HUNKER
Special Counsel
Texas Bar No. 24118415
Kathleen.Hunker@oag.texas.gov

GARRETT GREENE
Special Counsel
Texas Bar No. 24096217
Garrett.Greene@oag.texas.gov

Office of the Attorney General of Texas
Special Litigation Division
P.O. Box 12548, Capitol Station
Austin, Texas 78711-2548
Telephone: 512-463-2100
Fax: 512-457-4410

Respectfully submitted,

GENE P. HAMILTON
Virginia Bar No. 80434

JAMES ROGERS
Arizona Bar No. 027287

RYAN GIANNETTI
DC Bar no. 1613384

AMERICA FIRST LEGAL FOUNDATION
611 Pennsylvania Ave. SE #231
Washington, DC 20003
(202) 964-3721
Gene.Hamilton@aflegal.org
James.Rogers@aflegal.org
Ryan.Giannetti@aflegal.org

COUNSEL FOR PLAINTIFF
STATE OF TEXAS

RAÚL R. LABRADOR
Idaho Attorney General

/s/ Alan Hurst
Alan Hurst
Solicitor General
Michael A. Zarian
Deputy Solicitor General
Office of the Idaho Attorney General
P.O. Box 83720
Boise, Idaho 83720
(208) 334-2400
Alan.Hurst@ag.idaho.gov
Michael.Zarian@ag.idaho.gov

COUNSEL FOR STATE OF IDAHO

STEVE MARSHALL
Attorney General of Alabama

/s/ Robert M. Overing

ROBERT M. OVERING
Deputy Solicitor General
Robert.Overing@AlabamaAG.gov
Office of the Attorney General of Alabama
501 Washington Avenue
Montgomery, Alabama 36130
Telephone: (334) 242-7300
Fax: (334) 353-8400

COUNSEL FOR STATE OF ALABAMA

TIM GRIFFIN
Attorney General of Arkansas

Nicholas J. Bronni
Solicitor General

/s/ Dylan L. Jacobs

DYLAN L. JACOBS*
Deputy Solicitor General
Office of the Arkansas Attorney General
323 Center Street, Suite 200
Little Rock, AR 72201
Telephone: (501) 682-2007
Dylan.jacobs@arkansasag.gov

COUNSEL FOR STATE OF ARKANSAS
**admission application forthcoming*

ASHLEY MOODY
Attorney General of Florida

s/ James Percival

JAMES H. PERCIVAL
Chief of Staff
Office of the Attorney General
The Capitol, PL-01
Tallahassee, Florida 32399-1050
(850) 414-3300
(850) 410-2672 (fax)
James.percival@myfloridalegal.com

COUNSEL FOR STATE OF FLORIDA

CHRISTOPHER M. CARR
Attorney General of Georgia

/s/Stephen J. Petrany

STEPHEN J. PETRANY
Solicitor General
Office of the Attorney General
40 Capitol Square, SW
Atlanta, Georgia 30334
(404) 458-3408
spetrany@law.ga.gov

COUNSEL FOR STATE OF GEORGIA

BRENNA BIRD
Attorney General of Iowa

/s/ Eric H. Wessan

ERIC H. WESSAN
Solicitor General
1305 E. Walnut Street
Des Moines, Iowa 50319
(515) 823-9117
(515) 281-4209 (fax)
eric.wessan@ag.iowa.gov

COUNSEL FOR STATE OF IOWA

KRIS W. KOBACH
Attorney General of Kansas

s/ Abhishek S. Kambli

ABHISHEK S. KAMBLI
Deputy Attorney General – Special Litigation
& Constitutional Issues Division
120 SW 10th Avenue, 2nd Floor
Topeka, Kansas 66612
Phone: (785) 296-6109 | Fax: (785) 221-3938
abhishek.kambli@ag.ks.gov

COUNSEL FOR STATE OF KANSAS

ELIZABETH B. MURRILL
Attorney General of Louisiana

s/ J. Benjamin Aguiñaga
J. BENJAMIN AGUIÑAGA
Solicitor General
Office of the Attorney General

1885 N. 3rd St.
Baton Rouge, LA 70802
(225) 506-3746
AguinagaB@ag.louisiana.gov

COUNSEL FOR STATE OF LOUISIANA
ANDREW BAILEY
Attorney General of Missouri

/s/ Samuel C. Freedlund
SAMUEL C. FREEDLUND, 73707MO
Deputy Solicitor General
Office of the Attorney General
815 Olive St., Suite 200
St. Louis, MO 63188
Phone: (314) 340-4869
Fax (573) 751-1774
Samuel.Freedlund@ago.mo.gov

COUNSEL FOR THE STATE OF MISSOURI

DREW H. WRIGLEY
Attorney General of North Dakota

/s/ Philip Axt
PHILIP AXT
Solicitor General
Office of Attorney General
600 E. Boulevard Ave Dept. 125
Bismarck, ND 58505
Phone: (701) 328-2210
pjaxt@nd.gov

COUNSEL FOR STATE OF NORTH DAKOTA

DAVE YOST
Attorney General of Ohio

/s/ T. Elliot Gaiser
T. ELLIOT GAISER
Ohio Solicitor General
30 East Broad Street, 17th Floor
Columbus, Ohio 43215
614.466.8980
614.466.5087 fax
thomas.gaiser@ohioago.gov

COUNSEL FOR STATE OF OHIO
MARTY JACKLEY
Attorney General of South Dakota

/s/ Clifton E. Katz
CLIFTON E. KATZ
Assistant Attorney General
1302 E. Highway 14, Suite 1
Pierre, South Dakota 57501
Telephone: 605-773-3215
E-Mail: clifton.katz@state.sd.us

COUNSEL FOR STATE OF SOUTH DAKOTA

ALAN WILSON
Attorney General of South Carolina

s/ J. Emory Smith, Jr.
JAMES EMORY SMITH, JR.
Deputy Solicitor General
Email: esmith@scag.gov
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
Phone: (803) 734-3642
Fax: (803) 734-3677
COUNSEL FOR STATE OF SOUTH CAROLINA

JONATHAN SKRMETTI
Attorney General of Tennessee

/s/ Whitney D. Hermandorfer

WHITNEY D. HERMANDORFER

Director of Strategic Litigation

Tennessee Bar. No. 041054

Whitney.Hermandorfer@ag.tn.gov

Office of the Tennessee Attorney General

P.O. Box 20207

Nashville, Tennessee 37202

(615) 741-8726

COUNSEL FOR STATE OF TENNESSEE

BRIDGET HILL
Attorney General of Wyoming

/s/ Ryan Schelhaas

RYAN SCHELHAAS

Chief Deputy Attorney General

109 State Capitol

Cheyenne, WY 82002

(307) 777-5786

ryan.schelhaas@wyo.gov

COUNSEL FOR STATE OF WYOMING

CERTIFICATE OF SERVICE

I hereby certify that on October 23, 2024, I electronically filed this notice with the Clerk of the Court for the United States District Court for the Eastern District of Texas by using the CM/ECF system. Counsel in the case are registered CM/ECF users and service will be accomplished by the CM/ECF system.

/s/Ryan D. Walters
RYAN D. WALTERS